



Entered on Docket
October 16, 2006

Hon. Linda B. Riegle
United States Bankruptcy Judge

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Counsel for the Official Committee of Equity Security Holders of
USA Capital First Trust Deed Fund, LLC

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In re:
USA COMMERCIAL MORTGAGE COMPANY) BK-S-06-10725-LBR
Debtor) Chapter 11
)

In re:
USA CAPITAL REALTY ADVISORS, LLC,) BK-S-06-10726-LBR
Debtor) Chapter 11
)

In re:
USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,) BK-S-06-10727-LBR
Debtor) Chapter 11
)

In re:
USA CAPITAL FIRST TRUST DEED FUND, LLC,) BK-S-06-10728-LBR
Debtor) Chapter 11
)

In re:
USA SECURITIES, LLC,) BK-S-06-10729-LBR
Debtor) Chapter 11
)

1	Affects) Date: September 28, 2006
2	<input type="checkbox"/> All Debtors) Time: 9:30 a.m.
3	<input type="checkbox"/> USA Commercial Mortgage Co.)
4	<input type="checkbox"/> USA Securities, LLC)
5	<input type="checkbox"/> USA Capital Realty Advisors, LLC)
	<input type="checkbox"/> USA Capital Diversified Trust Deed)
	<input checked="" type="checkbox"/> USA First Trust Deed Fund, LLC)

6 **ORDER GRANTING MOTION BY THE OFFICIAL COMMITTEE OF EQUITY**
 7 **SECURITY HOLDERS OF USA CAPITAL FIRST TRUST DEED FUND LLC TO**
 8 **COMPEL THE CONFIDENTIAL DISCLOSURE OF USA CAPITAL FIRST TRUST**
 9 **DEED FUND LLC'S MEMBER LIST**

10 This matter having come on for hearing on Motion by the Official Committee of
 11 Equity Security Holders of USA Capital First Trust Deed Fund LLC (the “FTDF Committee”)
 12 to Compel the Confidential Disclosure Of USA Capital First Trust Deed Fund LLC’s Member
 13 List (the “Motion”); Candace C. Carlyon, Esq. appearing on behalf of the Movant and all
 14 other appearances having been noted on the record; and the Court having considered the
 15 Motion and Response and good cause appearing therefore:

16 IT IS HEREBY ORDERED that the Motion is granted, as provided herein.

17 IT IS FURTHER ORDERED that USA First Trust Deed Fund, LLC (“FTDF”) shall,
 18 within 5 business days of the date of this Order, forward to the FTDF Committee counsel the
 19 information described in § 5.9 of the FTDF Operating Agreement (as defined in the Motion).

20 IT IS FURTHER ORDERED that such information shall be treated as Confidential
 21 Information as that term is defined in the Confidentiality Agreement entered into in June of
 22 2006 between the Debtors, the FTDF Committee, the FTDF Committee members, and the
 23 FTDF Committee professionals.

24 IT IS FURTHER ORDERED THAT the information to be disclosed pursuant to this
 25 Order shall not be shared with anyone other than the FTDF Committee professionals, except

1 with the written consent of Debtor's counsel or upon further order of this Court.
2
3

4 SUBMITTED BY:
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8 CANDACE C. CARLYON
9 SHLOMO S. SHERMAN
10 233 South Fourth Street, Second Floor
11 Las Vegas, Nevada 89101

12 and
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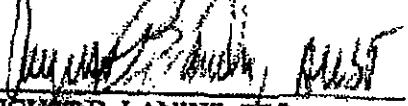
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APPROVED/DISAPPROVED

SCHWARTZER & MCPHERSON LAW FIRM


LENARD SCHWARTZER, ESQ.
JEANETTE E. MCPHERSON, ESQ.
2850 South Jones Boulevard, Suite 1,
Las Vegas, NV 89146
Counsel for the Debtors

REVIEWED:

OFFICE OF THE U.S. TRUSTEE


AUGUST B. LANDIS, ESQ.
Office of the United States Trustee
300 Las Vegas Boulevard, Suite 4300
Las Vegas, NV 89101
Assistant United States Trustee

RULE 9021 DECLARATION

In accordance with Local Rule 9021, the undersigned certifies:

- The Court waived the requirements of LR 9021.
 - I have delivered a copy of proposed order to all attorneys and unrepresented parties who appeared at the hearing regarding this matter and/or who filed a written objection and each has:
 - approved the form of this order;
 - waived signature in open court; and/or
 - failed to file and serve papers in accordance with LR 9021(c).
 - I have delivered a copy of this proposed order to all attorneys and unrepresented parties who appeared at the hearing regarding this matter and/or who filed a written objection and all have either approved the form of this order, waived the right to review the order, failed to file and serve papers in accordance with LR 9021(c) and the following have disapproved the order:
 - No opposition was filed to the motion and no other party or counsel appeared at the hearing.

DATED this 13 day of October, 2006.

SHEA & CARLYON, LTD.

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